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8 IN THE UNITED STATES DISTRICT COURT FOR THE
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	CR. S. NO. 03-0550 EJG
)	
12 Plaintiff,)	
)	<u>STIPULATION AND ORDER TO WITHDRAW</u>
13 v.)	<u>FELONY PLEA</u>
)	
14 Vinnie Brooks, et al.,)	
)	Trial: April 20, 2007
15 Defendants.)	Time: 9:00 A.M.
)	Judge: Edward J. Garcia
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17 Ms. Brooks pleaded guilty to a violation of 18 U.S.C. § 4 -
18 misprision of a felony. Subsequent to her guilty plea, Ms. Brooks
19 testified in federal court at the trial of her co-defendant, Will
20 Moss. She also testified in state court at a sexual assault
21 trial. Ms. Brooks' trial testimony has made apparent the extent
22 to which she was a victim of Will Moss. In the three years since
23 her arrest in this case, Ms. Brooks has completely changed her
24 life. She has cooperated with local and federal authorities, she
25 has sought an maintained employment for long periods (though her
26 felony conviction has made stable long-term employment difficult),
27 and she complied with the conditions of her pre-trail release.

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1 For the reasons provide by the parties in open court on April
2 6, 2007, the parties agree it is appropriate to allow Ms. Brooks
3 to withdraw her felony plea and plead anew to a misdemeanor
4 information. The parries therefore ask the Court to allow Ms.
5 Brooks to withdraw her felony plea, and plead to the misdemeanor
6 charged in the second superseding information, a violation of 18
7 U.S.C. § 1521(d) (4).

8
9 Respectfully submitted,

10 DATED: April 18, 2007

/s/ Carolyn K. Delaney
CAROLYN K. DELANEY
Assistant U.S. Attorney

12 /s/ Michael M. Beckwith
MICHAEL M. BECKWITH
Assistant U.S. Attorney

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15 DATED: April 18, 2007

/s/ Shari Rusk
SHARI RUSK
Attorney for Vinnie Brooks

17
18 ORDER

19 It is so ordered. The Court will accept the withdrawal of
20 Ms. Brooks' felony plea and allow her to plead guilty to the
21 misdemeanor charged I the second superseding information.
22

23
24 Dated: April 20, 2007

/s/ Edward J. Garcia
Honorable Edward J. Garcia
Senior United States District Judge